

## CITY OF SAINT MARYS COUNCIL WORKSESSION

June 4, 2007

## CALL TO ORDER

A Council worksession of the City of Saint Marys was called to order by Mayor Sally Geyer on Monday, June 4, 2007 at 7:00 p.m. The meeting was held in the Council Room of City Hall, 11 LaFayette Street. Notice of this meeting was sent to Council on May 31, 2007, posted at City Hall, and published in the Daily Press.

## ROLL CALL

Present: Mayor Sally Geyer, Dennis Nero, Steven Skok, Thomas Farley, Richard Dornisch, Mark Kopp, and City Manager David Greene

Absent: Sean Gabler (excused)

## VISITORS

Visitors included: Jamie Schutz, Rick Gabler, Jr., Katie Weidenboerner, Warren Stewart, Matthew Pfeufer, Richard Sadley, John Murone, Sally Murone, Sally Wilson, Gretchen Rokosky, Kathleen Bobenrieth, and Jeanne Dostal

APPROVAL OF MINUTES  
May 16, 2007

Mark Kopp made a motion to approve the minutes of May 16, 2007, seconded by Steven Skok, and all were in favor, except Richard Dornisch and Dennis Nero who abstained.

## May 21, 2007

Dennis Nero made a motion to approve the minutes of May 21, 2007, seconded by Richard Dornisch, and all were in favor.

REPORT ON EXECUTIVE  
SESSION

Mayor Geyer stated an Executive Session was held prior to this meeting at 6:30 p.m. to discuss legal issues. No decisions were made.

CITIZEN COMMENTS ON  
AGENDA TOPICS  
John Murone

John Murone would like to speak later during the meeting regarding the parking meters on Bruxelles Street.

## Sally Wilson

Sally Wilson will also speak later during the meeting regarding the Chamber's request to close a portion of Market Street.

## Warren Stewart

Warren Stewart questioned what streets are going to be resurfaced.

Manager Greene responded Erie Avenue from LaFayette to Fourth Street, LaFayette Street (both sections) from Erie Avenue up to the end, and Wilson Road. PennDOT is responsible for around the diamond area.

LEGISLATIVE ACTION  
Opening of Bids  
Resurfacing of  
City Streets

Manager Greene stated the following three bids for the resurfacing of City streets were opened on Monday, May 21, 2007 at 2:00 p.m.:

CITY OF SAINT MARYS COUNCIL WORKSESSION

201

June 4, 2007

**HRI, Inc., State College, PA**

Erie Avenue.....	\$ 35,011.50
LaFayette St. (R.R. to Washington)...	10,493.40
LaFayette St.(Washington to dead end)	9,352.20
Wilson Road.....	62,769.00
Total.....	\$117,626.10

**G.O. Hawbaker, State College, PA**

Erie Avenue.....	\$ 30,395.05
LaFayette St. (R.R. to Washington)...	9,109.90
LaFayette St.(Washington to dead end)	8,118.40
Wilson Road.....	58,956.10
Total.....	\$106,579.45

**Wayne Gravel, Shinglehouse, PA**

Erie Avenue.....	\$ 37,556.36
LaFayette St. (R.R. to Washington)...	11,256.00
LaFayette St.(Washington to dead end)	10,031.54
Wilson Road.....	74,062.87
Total.....	\$132,906.77

Michael Mullaney, Public Works Director, recommended that the bid for the 2007 street resurfacing be awarded to G.O. Hawbaker for the low bid of \$106,579.45.

Dennis Nero made a motion to award the resurfacing bid to G.O. Hawbaker of State College, PA in the total amount of \$106,579.45, seconded by Mark Kopp, and all were in favor.

Dennis Nero asked if a copy of the breakdown for the resurfacing bid would be available for the public. Mayor Geyer stated a copy of the breakdown will be left on the Council table.

**Consider for Adoption**  
Ordinance No. 232 re:  
Wastewater Pretreatment  
Ordinance (Chapter 18)

Ordinance No. 232 was presented amending the Wastewater Pretreatment Ordinance (Chapter 18) to comply with the U.S. Environmental Protection Agency General Pretreatment Regulations of November 14, 2005.

Thomas Farley made a motion to adopt Ordinance No. 232, seconded by Steven Skok, and all were in favor.

**Consider for Publication**  
Ordinance No. 233 re:  
LERTA Ordinance

Ordinance No. 233 was presented establishing a program for real property tax exemptions for improvements to industrial, commercial, and other business property within designated deteriorated areas in the City (LERTA).

## CITY OF SAINT MARYS COUNCIL WORKSESSION

June 4, 2007

Manager Greene explained that the City currently has LERTA Ordinance No. 35 in place which will be repealed by the proposed new Ordinance No. 233. The new proposed ordinance has also been changed to use the same format as the county and school.

Richard Dornisch made a motion to publish Ordinance No. 233. The motion was seconded by Steven Skok.

Thomas Farley suggested that under Section 5 - Exemption Schedule, the percentage should be modified to be 100%, 75%, 50%, and 25%. It was noted that the three taxing bodies would have to agree. It was decided to negotiate the exemption percentages with the county and the school district.

Motion passed

All were in favor to publish Ordinance No. 233.

**Police Department**  
Amendment to the Pursuit  
and Emergency Driving  
Procedure

Manager Greene read a memo from Police Chief W. Todd Caltagarone requesting Council approve an amendment to the Police Department's Pursuit and Emergency Driving Procedure.

Chief Caltagarone noted that after recently attending POLEX Basic training at the Northeast Counterdrug Center and reviewing case law regarding pursuit driving, he felt it is in the City's best interest to make a minor amendment to the Police Department's policy. Specifically, he recommended that Paragraph V. Pursuit Driving Procedures sub-section (a) 11 be amended as follows:

"During pursuit, a safe distance shall be maintained between all vehicles so as to avoid pressing the offender to higher speeds and to enable all participants, including the violator, to bring their vehicles to a safe stop. Such reactionary gap should be four seconds where possible, but never less than two."

Thomas Farley made a motion to approve the amendment to the Police Department's Pursuit and Emergency Driving Procedure. The motion was seconded by Dennis Nero.

Motion passed by  
majority vote

After a discussion, all were in favor of the motion to approve the amended policy change, except Richard Dornisch who opposed. The motion passed by majority vote.



June 4, 2007

**Rotary Club**

re: Request to  
close East Mill St.  
for "Beef Booth"

Manager Greene read a letter from the St. Marys Rotary Club requesting that the City close East Mill Street for their annual Beef Booth from Walnut Street to South Michael Street on Friday, June 29, 2007 from 10:00 a.m. thru approximately 4:00 p.m.

Richard Dornisch made a motion to grant the request, seconded by Steven Skok, and all were in favor.

**Chamber of Commerce**  
re: Request to close  
portion of Market St.  
for "Summer Concert"

Sally Wilson, Director of the Chamber of Commerce, asked that a portion of Market Street be closed to through traffic on June 8, 2007 from 3:00 p.m. to 9:30 p.m. to allow time for set-up for the concert. Second concert will be held on August 10, 2007.

Richard Dornisch made a motion to support the Chamber on this project. The motion was seconded by Dennis Nero.

Amended motion

After a discussion, Richard Dornisch amended his motion to also include the second concert which will be held on August 10, 2007, amended motion was seconded by Dennis Nero, and all were in favor.

**Authorization to  
attend PLCM  
Conference**

Manager Greene requested permission for Steven Skok and himself to attend the PLCM conference in Scranton on June 20, 21, and 22, 2007.

Thomas Farley made a motion to approve the request to attend the conference, seconded by Mark Kopp, and all were in favor, except Steven Skok who abstained. The motion passed by majority vote.

**Recycling Truck**

Steven Skok felt Council had time to review the report submitted by Michele Nestor at the last meeting. He noted Council is aware that the City does have a grant to purchase a new recycling truck. The County has agreed to pay 10%. The truck will be paid for in full. Mr. Skok stated Ms. Nestor's report included and was based on the new truck.

Steven Skok made a motion that the City move forward and purchase the new recycling truck. The motion was seconded by Mark Kopp.

Motion passed

After a discussion, all were in favor of the motion to purchase the new recycling truck.

## CITY OF SAINT MARYS COUNCIL WORKSESSION

June 4, 2007

**Consider for Adoption**  
Resolution No. 07-12  
St. Marys Area  
Ambulance Service,  
Inc.

Resolution No. 07-12 was presented acknowledging the existence of the Municipality's responding ambulance company and officially declaring the St. Marys Area Ambulance Service, Inc. the status of being the official ambulance company for the City of St. Marys for which they serve.

Manager Greene noted the City Solicitor did research the ambulance's request and it is 100% within the law if the City wishes to select an ambulance service.

Dennis Nero made a motion to adopt Resolution No. 07-12. The motion was seconded by Thomas Farley.

Richard Dornisch questioned if this Resolution would prevent another ambulance service from coming to St. Marys.

Dennis Nero noted this Resolution just designates the St. Marys Ambulance Service and does not prohibit another ambulance service from coming to St. Marys.

Motion passed

All were in favor to adopt Resolution No. 07-12.

**TOPICS FOR DISCUSSION**  
**Zoning Map Changes**  
re: Commercial Highway  
on south side of  
Brusselles Street

Matt Pfeuffer stated the St. Marys Planning Commission recommended that the zoning map be changed to "Commercial Highway" on the south side of Brusselles Street beginning at the eastern-most edge of the present highway commercial district, extending east to Mertz Avenue, and extending south the depth of the parcels with frontage on Brusselles Street including the parcel with frontage on Brusselles Street and Mertz Avenue.

After a discussion, Steven Skok made a motion to send it back to the Planning Commission as denied and to remain residential, seconded by Thomas Farley, and all were in favor.

**Removal of Parking**  
**Meters on Brusselles**  
**Street**

The Manager explained that several parking meters will have to be removed on Brusselles Street in keeping with the many improvements in that area. A new traffic light has been installed, lanes were widened and a turning lane has been added on the corner by the Sheetz property. He noted that PennDOT requires 250 feet of unobstructed clearance on the road. This includes the parking meters up to the other side of Elk County Ammo and Arms on Brusselles Street.

June 4, 2007

The Manager stated the three meters beyond Ammo and Arms could stay, however, they could cause safety issues. Because of the spaces, tractor trailers approaching the light tend to cross the yellow line into the other lane.

John Murone, Jamie Schutz and Jeanne Dostal

John Murone of Murone's TV and Appliance store, Jamie Schutz of Rick's Dough Boys, and Jeanne Dostal of Dostal's Curiosity Shop, all expressed their concerns regarding the removal of the parking meters in front of their store locations.

It was noted that there are so many parking permits issued for the Brusselles Street lot, there is never any room for customers. The number of permit parking spaces will be evaluated. Handicapped accessibility will also be addressed.

Manager Greene noted "loading and unloading" will still be permitted in front of the stores as well as the Daily Press.

It was also mentioned that Sheetz will allow customers of the merchants, in the area, to park in their lot but no overnight parking or employee parking.

After a discussion, Thomas Farley made a motion to remove all the parking meters on Brusselles Street, seconded by Mark Kopp, and all were in favor.

#### COUNCIL COMMENTS

Dennis Nero asked the status of the painting of the crosswalks. Aztec Painting of DuBois has completed them.

Manager Greene re:  
Letter from Mark E.  
Rupprecht

The Manager stated a letter was received from Mark E. Rupprecht requesting permission from Council to close Pine Street for a period of one day or less. Mr. Rupprecht lives at 317 So. Michael Street and his house needs a new roof. The property is located on the corner of Pine and South Michael St. situated only three feet from the road. He noted this would be a safety problem for the workers, pedestrians and motorists.

Manager Greene stated he will work with Police Chief Caltagrone to find a solution.

Dennis Nero made a motion to approve the closing of Pine Street at the Manager's and the Police Chief's discretion, seconded by Mark Kopp, and all were in favor.

## CITY OF SAINT MARYS COUNCIL WORKSESSION

June 4, 2007

Mayor Geyer stated she is receiving good comments regarding the three lanes on Bruxelles Street, the widening of the street, and the line painting.

## ANNOUNCEMENT

Mayor Geyer made the following announcement:

- Next Council meeting will be held on Monday, June 18, 2007 at 7:00 p.m.

## ADJOURNMENT

Richard Dornisch made a motion to adjourn the meeting.

  
Mayor

  
Recording Secretary